

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**RUSSELL ZINTER; ET AL.**

**Plaintiffs,**

**v.**

**CHIEF JOSEPH SALVAGGIO; ET AL.**

**Defendants.**

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**CIVIL NO. SA-18-CA-680-FB**

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**JOINT REPORT ON STATUS OF SETTLEMENT NEGOTIATIONS**

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TO THE HONORABLE JUDGE OF SAID COURT:

Defendant CITY OF LEON VALLEY (“City”); Individual Defendants JOSEPH SALVAGGIO, DAVID ANDERSON, SGT. URDIALES, DET. KING, CPL. CHAD MANDRY, CPL. LUIS FARIAS, and OFFICERS VASQUEZ, WELLS, EVANS, HERNANDES YARBROUGH, BRETON, AZAR, CASTRO, TACQUARD and RIVER (“Individual Defendants”); and Plaintiffs RUSSELL ZINTER, JACK MILLER, RIAN HOWD, JAMES MEAD, MARK BROWN, DAVID BAILEY, JUAN GONZALES JR., KEVIN EGAN, JONATHAN GREEN, JAMES SPRINGER, GREG GARDINER, JASON GREEN, and THERESA RICHARD<sup>1</sup> (“Plaintiffs”) (collectively referred to as “the Parties”) file this Joint Report on Status of Settlement Negotiations pursuant to this Court’s Amended Scheduling Order, dated July 29, 2021. [Dkt No. 111].

1. Counsel for the Parties have informed their respective clients of the alternative dispute resolution procedures available in the Western District of Texas.

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<sup>1</sup> Plaintiffs do not include pro se Plaintiffs, Joseph Brandon Pierce and Selena Herrera. Plaintiff Herrera’s mail via United States Postal Service continues to be returned and marked “Return to Sender. No Mail Receptacle. Unable to Forward.”

2. On November 30, 2021, Plaintiffs tendered a written demand for each Plaintiff to Defendant City and Individual Officer Defendants. Defendants responded to Plaintiffs' demand with a counteroffer on December 10, 2021.

3. Individuals responsible for settlement negotiations are Patrick C. Bernal and Adolfo Ruiz on behalf of Defendant City; Charles Frigerio and Hector Saenz on behalf of the Individual Defendants; and Brandon Grable and Austin Reyna on behalf of Plaintiffs.

1. The Parties have reached an impasse and have not engaged in any further settlement negotiations since December 11, 2021.

Signed this 28th day of December 2021.

Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I hereby affirm that on this 28th day of December 2021, that the foregoing document was filed with the Court's CM/ECF electronic filing system, and that a copy of said document was served upon all parties of record, via electronic service and/or via certified mail, return receipt requested, unless otherwise indicated, and according to the Federal Rules of Civil Procedure.

/s/ Adolfo Ruiz  
ADOLFO RUIZ